

FISCAL NOTE

HB 2138

March 17, 2000

SUMMARY OF BILL: Provides for criminal penalties involving the unauthorized possession, use, manufacture, or sale of explosives, destructive devices, incendiary devices, and hoax bombs as follows:

Class A felony

- Violations resulting in serious bodily injury or death

Class B felony

- Violations resulting in serious bodily injury or death of a explosive detection animal;
- Damage to property or attempt to damage property
- Purchase or use of a hoax bomb to commit or attempt to commit a felony
- Theft of explosive material
- Receipt, concealment, transportation, sale, or disposal of stolen explosive material
- Wanton performance of any act using destructive device, explosive material or incendiary device creating substantial risk of serious bodily injury or death

Class C felony

- Possession or manufacture of explosive material without a permit
- Possession or manufacture of any destructive device or incendiary devices

Class A misdemeanor

- Knowingly barter, sell, trade of any explosive to be used in connection with a criminal offense
- Knowingly manufacture, purchase, sell, advertise, transport, or possess a hoax bomb with intent to violate the provisions of this bill

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$89,900/Incarceration*

Increase Local Govt. Expenditures - Not Significant

Increase Local Govt. Revenues - Not Significant

Assumes one Class B felony and four Class C felony convictions each year. Also, local government impact depends upon the number of persons convicted of this misdemeanor offense and the resulting increased cost to local governments to confine such persons versus the increased revenues to local governments from fines levied and collected under the provisions of this bill. Such impact to local government is not estimated to be significant.

*Section 9-6-119, TCA, requires that: *For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is fluid and cursive, with a prominent initial "J" and a long, sweeping underline.

James A. Davenport, Executive Director